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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of) NM Docket No. 95-13
)
Amendment of Section 73.202(b),) RM-8566
Table of Allotments,)
FM Broadcast Stations,)
(Tower Hill, Illinois)) DOCKET FILE COPY ORIGINAL

TO: Chief, Allocations Branch

**COMMENTS AND COUNTERPROPOSAL
OF KIMBERLY B. STUDSTILL**

Kimberly B. Studstill ("Studstill"), an individual, through her attorney, submits Comments and a Counterproposal in the captioned docket, pursuant to the Commission's Notice of Proposed Rule Making released January 26, 1995 (60 FR 5887 January 31, 1995).

In the said Notice, the Commission requested comments on a petition filed by Randal J. Miller ("Miller" or "Petitioner") suggesting the allotment of FM Channel 252A to Tower Hill, Illinois.¹ Studstill shows that the Commission should allot Channel 252A to the Central Illinois region, but that the public interest would be better served by its allotment to the city of Cowden, Illinois, rather than Tower Hill, and Studstill accordingly counterproposes Cowden rather than Tower Hill as recipient of Channel 252A as a first local FM channel.

¹ Petitioner Miller also filed Comments March 1, 1995, in response to the Notice, restating his continuing interest in the proposed allotment.

In neither his petition nor his comments filed pursuant to the said Notice of Proposed Rule Making does Miller reveal any demographic or other information regarding Tower Hill. Accordingly, the Commission has no information as to whether Tower Hill is a census-designated place, its population, whether it has a post office and zip code or any other attributes of a community meriting the allotment of an FM channel. In short, Tower Hill is but a name, unsupported by any demographic characteristics that would induce the Commission to allot an FM channel there, much less prefer it to the community of Cowden.

Cowden, Illinois, on the other hand, is a census-designated place, and had a 1992 population of 575 and is located in Shelby County, population is 22,261², township population is 1,073 residents. Cowden is incorporated as an Illinois village, has an elected mayor and village board of supervisors, and a police department and volunteer fire department. Water and sewage service are furnished locally. The Cowden post office is designated zip code 62422. Other Cowden attributes include: Education - grade and high school located in Cowden with 500 total students (obviously some from outside the city limits) and 149 in high school.

Cowden has five churches, one civic club (Masons), two annual festivals: Cowden Pioneer Days and Covered Bridge Festival. The Community Bank of Shelby County is located in Cowden as are Watson's Grocery, Cowden Discount Grocery, Buchanan's Marathon and

² U. S. Census figures.

Cowden Standard (service stations), Miller Oil, Cowden Oil, Staley Grain Company, JD Transit (bus line), Lorton Supply Lumber Company, Ron Coleman Construction Company, Rick Prosser Construction Company, Dale Mahaffey Construction Company, Miller Fertilizer and Feed, Lockart and Sons Funeral Home, Family Tree Passport and Travel Agency, Health Center, Taylor Barber, Sherri's Salon, Village Hair Shop, Children's Day Care Center, Rainbow Nursery School, John's Upholstery Shop, Cowden Video, Covered Bridge Game Room; Jake's Place (restaurant), Black's Antiques, Country Corner, Country Creations, Lindy Lou's Resale Shop, Dunaway's Berry Farm, Harmony Courts Apartments, Edgewood Apartments, and Dixieland Kennels pet care. Gas and electric services are available from sources outside the city limits.

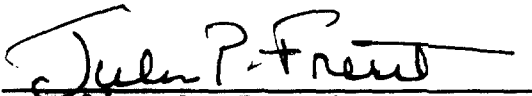
The attached Technical Statement of Bromo Communications, Inc. shows that significant area exists for site location that will meet all of the required spacings and that use of Channel 252A at Cowden will provide 2867 (8.34%) more potential listeners than allotment of the same channel at Tower Hill.

Upon allotment of Channel 252A to Cowden, Illinois, Studstill will file an application for authority to construct a new station

on that channel and upon grant thereof, will build and operate a new FM station providing a first local service to Cowden.

Respectfully submitted,

KIMBERLY B. STUDSTILL

By 
Julian P. Freret
Her Counsel

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March 20, 1995

COUNTERPROPOSAL TO MM DOC 95-13

KIMBERLY B. STUDSTILL

CHANNEL 252A AT TOWER HILL, IL

REQUESTING 252A AT COWDEN, IL

March 1995

TECHNICAL STATEMENT

This Counterproposal to Mass Media Docket 95-13 is being filed on behalf of Kimberly B. Studstill ("Studstill"). Docket 95-13 requests the allotment of Channel 252A to Tower Hill, Illinois. Studstill now suggests that a better use of the Channel 252A resource is to allocate it to Cowden, Illinois.

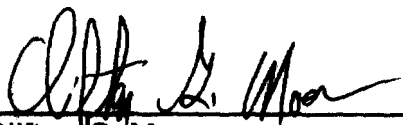
The desired hypothetical allocation reference coordinates for Cowden, Illinois are North Latitude 39° 15' 15" and West Longitude 88° 57' 33". A §73.207 allocation study was conducted and is found as Exhibit #1. Additionally, §73.207 requires 115 kilometers separation between co-channel Class A stations. Since there is only a distance of 6.47 kilometers between the two respective reference sites, this Studstill Counterproposal is mutually exclusive with Docket 95-13. All other known spacing regulations are met or exceeded. Exhibit #2 graphically depicts the Channel 252A usable area, the reference coordinates and the city grade signal. From this location the 16.1 kilometer 3.16 mV/m contour encompasses all of Cowden, Illinois.

Studies were conducted to determine the area and population for the proposals at both Tower Hill and Cowden:

CITY	SQ. KM.	POPULATION
Cowden	2504.5	34,395
Tower Hill	2506.6	31,528

As expected, both Class A proposals have close to the same coverage (only 2.1 square kilometers difference), but the Studstill proposal for Cowden, Illinois serves 2,867 (8.34%) more persons.¹

All information contained herein is true and correct to the knowledge of the undersigned.


 Clifton G. Moor
 Bromo Communications, Inc.

March 14, 1995
 Date

¹ Based on the 1990 Census for the State of Illinois.

BROMO COMMUNICATIONS INC
(706) 782-7222 - (202) 429-0600

Counterproposal to MM Docket No. 95.13
Cowden, Illinois

REFERENCE
39 15 15 N
88 57 33 W

CLASS A
Current rules spacings
CHANNEL 252 - 98.3 MHz

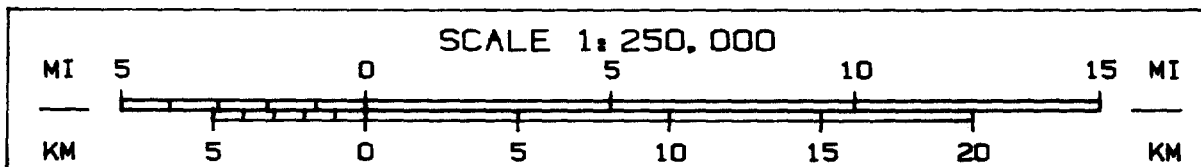
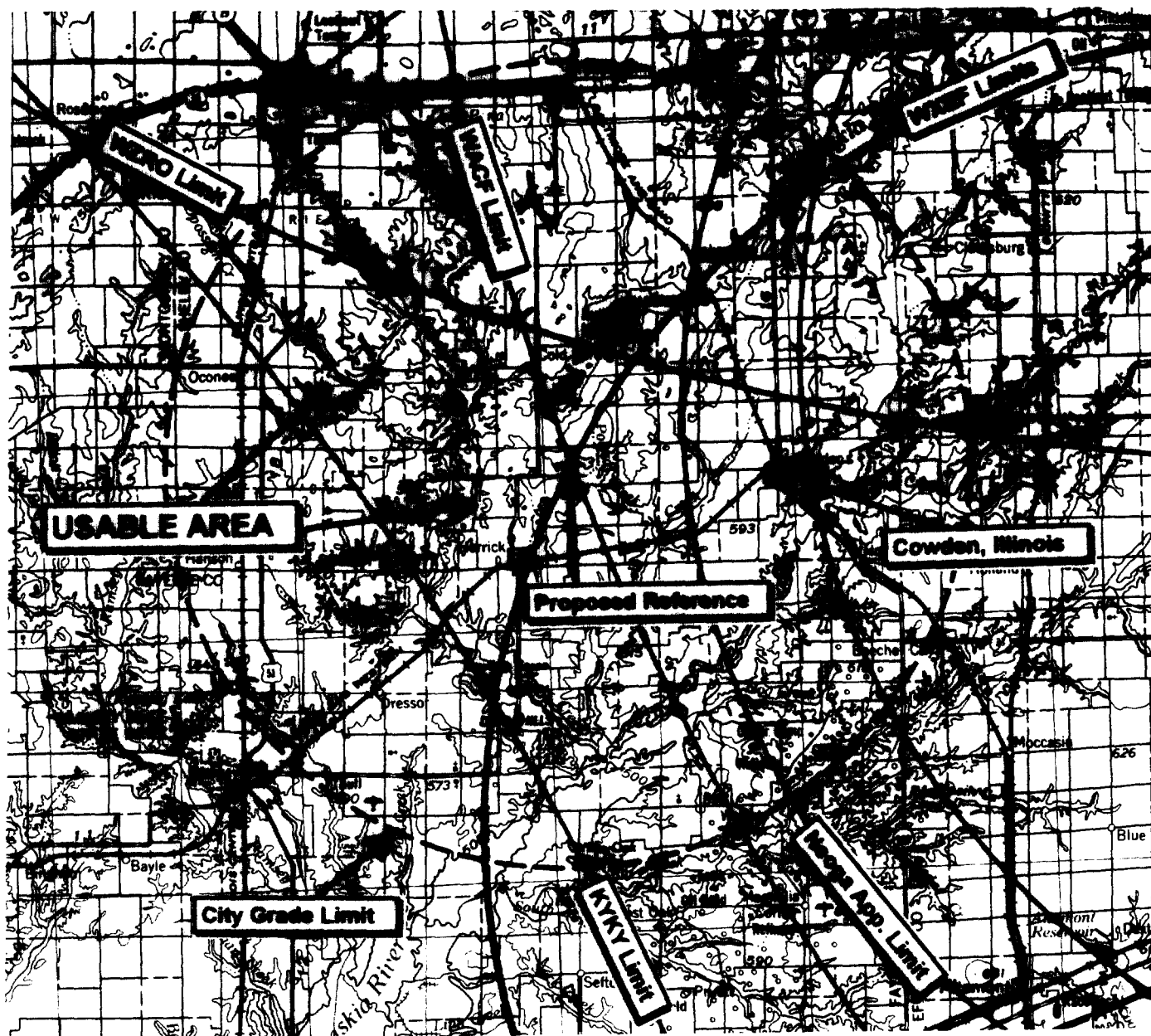
DISPLAY DATES
DATA 01-27-95
SEARCH 03-08-95

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
AD252	252A	Tower Hill	IL	336.3	6.48	115.0	-108.52 *
WXEF.C	250A	Effingham	IL	117.8	31.07	31.0	0.07 <
WXEF	249A	Effingham	IL	118.1	31.08	31.0	0.08 <
WACF	253B	Paris	IL	69.8	113.11	113.0	0.11 <
AP255	255A	Neoga	IL	86.7	35.65	31.0	4.65
WZRO	252A	Farmer City	IL	17.7	119.79	115.0	4.79
KYKY	251C1	St. Louis	MO	237.5	140.50	133.0	7.50
ALOPEN	255A	Neoga	IL	84.1	40.54	31.0	9.54
AP255	255A	Neoga	IL	86.8	41.24	31.0	10.24
WNNS	254B	Springfield	IL	305.0	86.36	69.0	17.36
WRAYFM	251B	Princeton	IN	129.9	155.11	113.0	42.11

ALLOCATION STUDY

EXHIBIT #1
COUNTERPROPOSAL TO MM DOC 95-13
CHANNEL 252A AT TOWER HILL, IL
REQUESTING 252A AT COWDEN, IL
March 1995

BROMO
COMMUNICATIONS
BROADCAST
TECHNICAL CONSULTANTS



252A USABLE AREA

Proposed Reference:

39° 15' 15"

88° 57' 33"

Map is USGS 1:250,000 Scale Decatur, Illinois

EXHIBIT #2

COUNTERPROPOSAL TO MM DOC 95-13

CHANNEL 252A AT TOWER HILL, IL
REQUESTING 252A AT COWDEN, IL

March 1995

BROMO BROADCAST
COMMUNICATIONS TECHNICAL CONSULTANTS

I have read the attached COMMENTS AND
COUNTERPROPOSAL; the facts contained therein
are true and correct on information and
belief, under penalty of perjury.

Kimberly B. Studstill
Kimberly B. Studstill

CERTIFICATE OF SERVICE

I, Julian P. Freret, Partner in the law firm of Booth, Freret & Imlay, do certify that copies of the foregoing COMMENTS AND COUNTERPROPOSAL OF KIMBERLY B. STUDSTILL were mailed this 20th day of March, 1995, via U. S. Mail, postage prepaid, first class, to the offices of the following:

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Pepper & Corazzini, L.L.P.
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*Ms. Nancy Walls
Allocations Branch
Mass Media Bureau
Federal Communications Commission
2000 M Street
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Julian P. Freret

* Via Hand Delivery